

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
At Nashville**

UNITED STATES OF AMERICA,

PLAINTIFF

V.

CHRIS YOUNG,

DEFENDANT

3:11-00012

SENIOR JUDGE WISEMAN

MOTION TO CONTINUE TRIAL DATE

The Defendant, Chris Young, by and through appointed counsel, Hallie H. McFadden, hereby respectfully requests this Court continue Mr. Young's current trial date of September 25, 2012 to a later date which is convenient to the Court and counsel. In support for the motion, Mr. Young would show the following:

The undersigned was appointed on February 28, 2012, after previous counsel moved to withdraw due to health issues. Counsel has had approximately six months to investigate and prepare for trial in this matter, where the Government has had approximately six years to do so.

This Honorable Court has declared this matter to be a complex and extended mega-case, and is aware that the discovery is quite voluminous and the filings number over 1100 to date. Mr. Young has moved this Court once to extend the motion and plea deadline, as well as the trial deadline. That motion was granted as to the motion deadline but overruled as to the trial deadline. The trial deadline, however, was

moved as a result of calendar conflicts of so many attorneys. The current trial date is September 25, 2012.

The Government has filed an Information alleging prior felony drug convictions pursuant to 21 USC §851, alleging two prior drug convictions, exposing Mr. Young to a mandatory life sentence if convicted. The Government has also indicated its intent to file a superseding indictment against Mr. Young alleging additional offenses against him. Because Mr. Young has been charged in a conspiracy, counsel has expended numerous hours reviewing and investigating the massive amount of information relating to the alleged co-conspirators, as well as investigating possible defenses for Mr. Young.

Mr. Young will renew his Motion to Sever immediately following this motion, so a continuance for Mr. Young will not necessarily impact other Defendants.

Additionally, the current trial date, September 25, 2012, is the start of the high Jewish holiday of Yom Kippur, one of two high holidays on the Jewish calendar, the first of which is observed approximately 10 days prior to September 25, 2012. Counsel is observant of these holidays and preparing for and attending trial on these days would cause a great hardship on counsel and also potentially preclude counsel for final trial preparation, thus potentially negatively affecting Mr. Young's representation. Further, as the Court is aware, Counsel has a college trip with her child, which had been planned and paid for, and the reservations involve non-refundable fees, on October 6, 2012 – October 14, 2012.

For the Court's scheduling purposes, Counsel would notify the Court of the potential scheduling conflicts:

October 6-14 – pre-planned and pre-paid travel with child for college visits;
United States v. Ahmed, et. al., Criminal Case No. 3:11-cr-132, which,
while not yet set, is anticipated to be set for trial early in 2013.

Counsel for Mr. Young has discussed this motion with counsel for the Government, and there is no objection to continuing the trial date in this matter. Counsel for Mr. Young submits that the ends of justice served by granting this continuance outweigh the interest of Mr. Young and the public in a speedy trial. 18 U.S.C. §3161(h)(8)(A).

For all the above reasons, Counsel for Mr. Young requests that the trial date be continued to a date convenient for the Court and counsel.

Respectfully submitted,

LAW OFFICES OF
HALLIE H. McFADDEN, P.C.

By: /s/ Hallie H. McFadden
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CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that on August 27, 2012, a copy of the foregoing was filed electronically, or if not registered, sent via served by regular U.S. Mail, postage prepaid to:

Sunny M. Koshy
Assistant United States Attorney
110 Ninth Avenue South
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/s/ Hallie H. McFadden